

Form PTO-1390
(Rev. 12-29-99)

US DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NO.

H 3294 PCT/US

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

U.S. APPLICATION NO. (if known, see 37 CFR 1.55)

09/869171

INTERNATIONAL APPLICATION NO.
PCT/EP99/09901

INTERNATIONAL FILING DATE
December 14, 1999

PRIORITY DATE CLAIMED
December 23, 1998

TITLE OF INVENTION

AGENT FOR COLORING KERATINACEOUS FIBERS

APPLICANT(S) FOR DO/EO/US

Horst Hoeffkes, Doris Oberkobusch, David Rose, Melanie Hitz

Applicant herewith submits to the United States Designated/Elected Office (EO/DO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
 2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
 3. ☐ This express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39 (1).
 4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
 5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
 6. ☒ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
 7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
 8. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
 9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). UNEXECUTED
 10. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11. to 16. below concern other document(s) or information included:
11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 13. ☒ A **FIRST** preliminary amendment
☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
 14. ☐ A substitute specification.
 15. ☐ A change of power of attorney and/or address letter.
 16. ☒ Other items or information:

PTO Form 1449 (with references)

"Express Mail" mailing label number E615775777US

JC03 Rec'd PCT/FTC 25 JUN 2001

25 JUN 2001

U.S. Application No. (If known, see 37 CFR 1.5) 09/809171		INTERNATIONAL APPLICATION NO. PCT/EP99/09901		ATTORNEY'S DOCKET NUMBER H 3294 PCT/US			
17. The following fees are submitted: BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO..... \$1000.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO..... \$860.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37CFR 1.445(a)(2)) paid to USPTO \$710.00 International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$690.00 International preliminary examination fee paid to USPTO (37CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)..... \$100.00				CALCULATIONS		PTO USE ONLY	
ENTER APPROPRIATE BASIC FEE AMOUNT =				\$	860		
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date 37 (CFR 1.492(e)).				\$	0		
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE			
Total Claims		1 - 20 =	0	0 X \$18.00	\$ 0		
Independent Claims		1 - 3 =	0	0 X \$80.00	\$ 0		
Multiple dependent claims (s)(if applicable)		0		+ \$270.00	\$ 0		
TOTAL OF ABOVE CALCULATIONS =				\$	860		
Reduction of 1/2 for filing by small entity, if applicable. A Small Entity Statement must also be filed. (Note 37 CFR 1.9, 1.27, 1.28).				\$	0		
SUBTOTAL =				\$	860		
Processing fee of \$130.00 for furnishing the English translation later the <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	0		
TOTAL NATIONAL FEE =				\$	860		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	0		
TOTAL FEES ENCLOSED =				\$	860		
				Amount to be refunded:	\$-----		
				charged:	\$ 860.00		
a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.							
b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>01-1250</u> in the amount of \$ <u>860.00</u> to cover the above fees. A triplicate copy of this sheet is enclosed. Order No. <u>01-0498</u> .							
c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>01-1250</u> . A duplicate copy of this sheet is enclosed.							
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) r (b)) must be filed and granted to restore the application to pending status.							
SEND ALL CORRESPONDENCE TO: Henkel Corporation, Law Dept. 2500 Renaissance Blvd., Suite 200 Gulph Mills, PA 19406							
SIGNATURE: <u>Kimberly R. Hild</u> Kimberly R. Hild NAME ATTORNEY FOR APPLICANT 39,224 REGISTRATION NUMBER							